

**UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION**

**Before the Honorable D. Michael Chappell
Administrative Law Judge**

In the Matter of)	
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)	
CHICAGO BRIDGE & IRON COMPANY N.V.)	
)	
a foreign corporation,)	
)	Docket No. 9300
CHICAGO BRIDGE & IRON COMPANY)	
)	
a corporation,)	Public Document
)	
and)	
)	
PITT-DES MOINES, INC. a corporation)	
)	

**ORDER GRANTING *IN CAMERA* TREATMENT OF TRIAL TESTIMONY
OF DAVID KAMRATH**

Having considered the Motion for *In Camera* Treatment of Trial Testimony of David Kamrath, it is hereby

ORDERED:

- (1) Those portions of the trial testimony of David Kamrath related to Air Liquide Process & Construction's award of the Freeport Project field erected LIN/LOX tank, its subsequent experiences with the contractor, and its future procurement strategies shall be heard *in camera*, and that any subsequent pleadings, papers, post-trial briefs or motions that quote, cite or refer to such testimony shall likewise be filed *in camera* pursuant to this Order;

- (2) Such information is entitled to *in camera* treatment under the Commission's rules because it: is not now publicly known, is material to ALPC's business, is of substantial value in light of its age, cannot be duplicated or discovered by third parties, and the public disclosure of such information would jeopardize the Commission's ability to obtain important, truthful and candid statements from witnesses in future proceedings; and
- (3) Such information shall be subject to *in camera* treatment for a period of five (5) years from the date of Mr. Kamrath's testimony. This period is reasonable, considering the early phase of the Freeport project, its expected duration, and the low level of current and near term future projects for field erected LIN/LOX tanks, which will produce only a few competitive bid opportunities over the 5 year period.

ORDERED:

D. Michael Chappell
Administrative Law Judge

Date: November __, 2002